

**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,  
provides for continued examination of a utility or plant application  
filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

Application Number	09/870,932
Filing Date	May 30, 2001
Confirmation Number	9497
First Named Inventor	Lijun Wu
Group Art Unit	1644
Examiner Name	J. H. Roark
Attorney Docket Number	1855.1032-004

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

**1. Submission required under 37 C.F.R. § 1.114**

a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on ☐.  
(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on ☐.

iii. ☐ Other -- ☐.

b. ☒ Please do not enter the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on October 27, 2003.

c. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☒ Petition for Extension of Time - 1 month with copy

v. ☒ Other -- Amendment Fee Transmittal, Postcard.

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**2. Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ☐ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

b. ☐ Other -- ☐.

**3. Fees** The RCE fee under 37 CFR §1.17(e) is required by 37 CFR §1.114 when the RCE is filed.

a. ☒ A check is enclosed for the following fees in the total amount of \$880

OR

☐ Authorization is granted to charge the following fees in the total amount of \$☐ to Deposit Account No. 08-0380. A copy of this document is enclosed for accounting purposes

i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)

ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)

iii. ☐ Amendment Fee

iv. ☐ Other -- ☐.

b. ☒ Authorization is hereby granted to charge any deficiency in fees or credit any overpayments to Deposit Account No. 08-0380. A copy of this document is enclosed for accounting purposes.

**SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED**

Name (Print/Type)	Lisa M. Treannie	Registration No. (Attorney/Agent)	41,368
Signature	<i>Lisa M. Treannie</i> 42,122 For	Date	January 30, 2004

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

Name (Print/Type)	Beverly Weinberger
Signature	<i>Beverly Weinberger</i>
Date	January 30, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Lijun Wu and Charles R. Mackay

Application No.: 09/870,932

Group: 1644

Filed: May 30, 2001

Examiner: J. H. Roark

Confirmation No.: 9497

For: ANTI-CCR5 ANTIBODIES AND KITS COMPRISING SAME  
(AS AMENDED)

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January 30, 2004	<i>Beverly Weinberger</i>
Date	Signature
<i>Beverly Weinberger</i>	
Typed or printed name of person signing certificate	

AMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Amendment is being filed concurrently with a Request For Continuing Application, which is being filed in lieu of a Brief On Appeal in the above-identified application.

Reconsideration and further examination are requested.

An extension of time for filing a Brief on Appeal pursuant to the Notice of Appeal received in the U.S. Patent and Trademark Office on October 30, 2003 is respectfully requested. A Petition for Extension of Time and the appropriate fee are being filed concurrently with this Amendment.

Please amend the application as follows: